

**FOLEY**

FOLEY & LARDNER LLP
ATTORNEYS AT LAW
 11250 EL CAMINO REAL, SUITE 200
 SAN DIEGO, CA 92130
 P.O. BOX 80278
 SAN DIEGO, CA 92138-0278
 TELEPHONE: 858.847.6700
 FACSIMILE: 858.792.6773
 WWW.FOLEY.COM

FACSIMILE TRANSMISSION**Total # of Pages 16 (including this page)**

TO:	PHONE #:	FAX #:
Mail Stop Issue Fee Commissioner for Patents		(571) 273-2885

From : Stephen E. Reiter <i>S.E.R.</i>
Email Address : sreiter@foley.com
Sender's Direct Dial : 858.847.6711
Date : March 23, 2006
Client/Matter No : 063391-0202
User ID: 1877

MESSAGE:

U.S. Patent Application No. 10/049,164

Following are:

- 1) Issue Fee Transmittal (2 pgs.)
- 2) Form PTOL-85(B), in duplicate (2 pgs.)
- 3) Request for Reconsideration of Patent Term Adjustment Under 37 C.F.R. §1.705 (2 pgs.)
- 4) Amendment Under 37 CFR § 1.312 (8 pgs.)
- 5) Notification of Loss of Entitlement to Small Entity Status (1 pg.)

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To:
		Mercedes F. "Ched" Dipasupil

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

DLMR_282195.1

Cover Page 1 of 1

FOLEY & LARDNER LLP



Atty. Dkt. No. 063391-0202

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Matthew Patricelli

Title: ACTIVITY BASED PROBE ANALYSIS

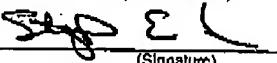
AppL No.: 10/049,164

Filing Date: 10/21/2002

Examiner: Shafiqul Haq

Art Unit: 1641

Confirmation No.: 6075

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
_____ Stephen E. Reiter (Printed Name)	
 (Signature)	
3/23/06 (Date of Deposit)	

ISSUE FEE TRANSMITTAL

Mail Stop Issue Fee
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Enclosed herewith are

- 1) Issue Fee Transmittal Form PTOL-85(B) along with authorization to charge Deposit Account No. 50-0872 the amount of \$1,730.00 to cover the payment of the Issue Fee and ten additional copies of the issued utility patent, in duplicate.
- 2) Request for Reconsideration of Patent Term Adjustment Under 37 C.F.R. §1.705.
- 3) Amendment Under 37 CFR § 1.312.
- 4) Notification of Loss of Entitlement to Small Entity Status.

In re application of
Matthew Patricelli
Application No.: 10/049,164
Page 2 of 2

Atty. Dkt. No. 063391-0202

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.18, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 3/23/06

By Stephan E. L.

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

RECEIVED
MAR 23 2006 4:24PM

FOLEY 8587926773

NO. 4564 P. 16



Atty. Dkt. No. 063391-0202

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Matthew Patricelli
Title: ACTIVITY BASED PROBE ANALYSIS
Appl. No.: 10/049,164
Filing Date: 10/21/2002
Examiner: Shafiqul Hag
Art Unit: 1641
Confirmation No. 6075

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
_____ Stephen E. Reiter (Printed Name)	
 (Signature)	
_____ 3/23/06 (Date of Deposit)	

**NOTIFICATION OF LOSS OF ENTITLEMENT TO
SMALL ENTITY STATUS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.27(g)(2), Applicant hereby states that small entity status in the above-identified application is no longer appropriate. Fees paid presently and henceforth will be paid based on large entity status.

Respectfully submitted,

Date 3/23/06
FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

By Stephen E. Reiter
Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

DLMR_282180.1